Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
09/01/2016	Central Patrol Division	☐	☑

Incident Information

URN: 016-13707-2174-013	Date: 09/01/2016	Time: 1747 hours

City or Station: Century Station	Nature of Incident: The suspect fled from a gun shot victim call for service. A short foot pursuit occurred. A deputy involved shooting occurred, suspect deceased.
Location: [redacted] East 84th Street, Los Angeles	

Location Type (*check one or more*):
- ☐ Backyard
- ☐ Beach
- ☐ Business
- ☐ Freeway
- ☑ Industrial
- ☐ Park
- ☐ Parking Lot
- ☐ Residence
- ☐ Rural
- ☐ School
- ☐ Street
- Other: Alley

Lighting (*check only one*):
- ☐ Darkness
- ☑ Daylight
- ☐ Other
- ☐ Street Lights

Weather (*circle only one*):
- ☑ Clear
- ☐ Cloudy
- ☐ Fog
- ☐ Rain

Distance: 15-20 feet

Incident Type (*check one or more*):
- ☐ Accidental
- ☑ Armed Person
- ☑ Fleeing Suspect
- ☑ Foot Pursuit
- ☐ Gun Take Away
- ☐ Moving Vehicle
- ☐ Sniper/Ambush
- ☐ Startle
- ☐ Struggle Involved
- ☐ Traffic Stop
- ☐ Unarmed Person
- ☐ Unintentional
- ☐ Vehicle Pursuit
- ☐ Warrant Service
- ☐ Warning Shot
- Other:

Initiated by (*check only one*):
- ☐ Arrest Warrant
- ☑ Call
- ☐ Observation
- ☐ One Person Unit
- ☐ Other
- ☐ Search Warrant
- ☐ Two Person Unit

Prior Activity (*check only one*):
- ☐ Detective
- ☐ Inmate Transport
- ☐ Other
- ☑ Routine Patrol

Aero Unit? ☐ Canine Unit? ☐

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
3	0

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*check only one*)	ShiftType (*check only one*)
	See page #6			☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty
				☐ EM ☐ PM ☐ Day	☐ Regular ☐ Overtime ☐ Off Duty

Non-Employee Witnesses

Last Name		First Name		M.I.
See page #5				
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**
Last Name		**First Name**		**M.I.**
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**
Last Name		**First Name**		**M.I.**
Street Address	**City**	**Zip Code**	**Work Ph**	**Home Ph**

Supervisors

Employee #	Last Name	First Name	M.I.	(*check one or more*)
[redacted]	Escamilla	Patrick	M	☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting
[redacted]	Veloz	Oscar	E	☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Bates	Jason	C

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Johnson	Christopher	L

PSTD Use Only

SH # ____________

SH-R-438A (rev. 10/01/15)

See Reverse

Officer Involved Shooting

URN: 016-13707-2174-013

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
09/01/16	2010		

Employee #	Last Name	First Name	M.I.
[redacted]	Chapman	Scott	D
[redacted]	Smith	Jeffrey	B
[redacted]	Diez	Justin	R

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S# 1	E# 1	FH	ZZ	38	NA	NA	NN	NA
E#1	S#1	FH	BR	9	Y	Y	DH	HE
E#1	S#1	FH	BR	9	Y	Y	GS	FE

Officer Involved Shooting
Involved Employee Information

URN: 016-13707-2174-013

Involved Employee

E 1

Employee # [redacted]	Last Name: Ochoa-Garcia	First Name: Richard	M.I.
Sex: M Race: H	Rank: Deputy	Unit Assignment: Century Station	Work Assignment (Unit #, Module, etc.): 210W11
ShiftTime (*circle only one*): ☐ EM ☑ PM ☐ Day	ShiftType (*circle only one*): ☑ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used: None
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☑
Hrs of sleep prior to shooting: 7 hours	Duty Time (hrs): [redacted]	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☑ Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 600	Weight: 230		
Range Qualification Date: [redacted]		PPC Qualification Date: [redacted]	Laser Training Date: [redacted]
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted] — Prior Shootings? ☑	Number of Prior Shootings: 1 — Directed Force: ☐
Weapons Fired Brand: Beretta 92F	Caliber: 9MM — # Shots: 3	Weapons Fired Brand:	Caliber — # Shots
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.

E __

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☐ Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit: — Prior Shootings? ☐	Number of Prior Shootings: — Directed Force: ☐
Weapons Fired Brand:	Caliber — # Shots	Weapons Fired Brand:	Caliber — # Shots
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E __

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day	ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Plain Clothes w/ Vest ☐ Raid Jacket no Vest ☐ Raid Jacket w/ Vest ☐ Uniform no Vest ☐ Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit: — Prior Shootings? ☐	Number of Prior Shootings: — Directed Force: ☐
Weapons Fired Brand:	Caliber — # Shots	Weapons Fired Brand:	Caliber — # Shots
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

Officer Involved Shooting
Suspect Information

URN: 016-13707-2174-013

Suspect Information

S 1

Last Name: Quintero		First Name: Joshua	M.I.: J
AKA Last Name:		First Name:	M.I.:
Sex: M Race: H	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone:	Social Security #:	Driver's License #: [redacted]
Age: 23 D.O.B. 06/21/93	Height: 507 Weight: 190	FBI #: [redacted]	CII #: [redacted]
Booking #: None	Primary Charge: N/A	Secondary Charge:	
Coroner Case? ☑	Coroner Case #: 2016-06423	Intoxication/Drug Usage? ☑	Substance Used: Marijuana
Armed? ☑	Apprehended? ☑	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: None Model: Year:	Parole: [redacted]	Probation: [redacted]	Prior Felony Conviction: [redacted]

S

Last Name:		First Name:	M.I.:
AKA Last Name:		First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name:		First Name:	M.I.:
AKA Last Name:		First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

S

Last Name:		First Name:	M.I.:
AKA Last Name:		First Name:	M.I.:
Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #:	CII #:
Booking #:	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #:	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make: Model: Year:	Parole:	Probation:	Prior Felony Conviction:

See Other Side

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department



Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]		[redacted]	[redacted]		
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]		
[redacted]	[redacted]		[redacted]	[redacted]		
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]		
[redacted]	[redacted]		[redacted]	[redacted]		
[redacted]	[redacted]		[redacted]	[redacted]		
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]		[redacted]
[redacted]	[redacted]		[redacted]	[redacted]		[redacted]
[redacted]	[redacted]		[redacted]	[redacted]		[redacted]
[redacted]	[redacted]		[redacted]	[redacted]		[redacted]
[redacted]	[redacted]		[redacted]	[redacted]		
[redacted]	[redacted]		[redacted]	[redacted]		[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]		[redacted]

SUPPLEMENTAL EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
Puga	Jason	R	1310 W. Imperial Hwy., Los Angeles	90044	323-820-6793	
Orlandos	Blake	C	11703 S. Alameda St., Los Angeles	90262	323-568-4800	
Velasco	Daniel	L	11703 S. Alameda St., Los Angeles	90262	323-568-4800	
Escobedo	David		11703 S. Alameda St., Los Angeles	90262	323-568-4800	
Spinks	Thomas	J	11703 S. Alameda St., Los Angeles	90262	323-568-4800	

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

SHOOTING REVIEW SUMMARY

INCIDENT: **DEPUTY INVOLVED HIT SHOOTING (Suspect Deceased)**

DATE/TIME: **SEPTEMBER 1, 2016, 1745 HOURS**

IAB #: **SH 2411259**

URN #: **016-13707-2174-013**

LOCATION: **[redacted] EAST 84th STREET, LOS ANGELES, CA 90001**

SYNOPSIS:

On September 1, 2016, an Internal Affairs Bureau (IAB) Force and Shooting Rollout Team, comprised of Lieutenant Justin Diez, and Sergeants Scott Chapman and Jeff Smith, responded to Century Sheriff's Station. The response was regarding an on duty, hit shooting, involving Deputy Richard Ochoa-Garcia (Herein referred to as Deputy Ochoa), assigned to Century Sheriff's Station.

IAB Lieutenant Justin Diez verified that the Century Station Watch Commander, Lieutenant Christopher Johnson, #[redacted], took reasonable steps to ensure the involved personnel and witness personnel did not discuss the incident among themselves or with uninvolved persons prior to being interviewed by the assigned investigators. Lieutenant Diez also ensured that Lieutenant Johnson knew the involved personnel and witness personnel should not collectively consult with their representative. Additionally, IAB Lieutenant Diez confirmed Lieutenant Johnson ensured to have all involved and witness personnel gather in the company of a supervisor until they had provided a statement to the assigned investigators.

Homicide Bureau Detectives Jose Espino, #[redacted], and Robert Kenney, #[redacted], conducted the shooting investigation and prepared a homicide casebook **[Exhibit A]**. The shooting was reviewed by the Justice System Integrity Division (JSID), of the Los Angeles County District Attorney's Office. Deputy District Attorney Shannon Presby submitted a memorandum of their investigation **[Exhibit B]**. The JSID memorandum, dated, June 28, 2018, stated Deputy Ochoa acted lawfully in self-defense, when he used deadly force.

SUMMARY:

On September 1, 2016, Century Station desk personnel received several calls regarding an assault with a deadly weapon, gunshot victim, Century Station Incident #CEN16245-0279 (Tag #279) **[Exhibit A: Page 46]**. The call was dispatched as emergent, "Code 3", to the area of 83rd Street and Beach Street, Los Angeles. Unit #217E, Deputies Jason Puga, #[redacted], and Daniel Velasco, #[redacted], responded to the call for service, and were first on scene.

> **IAB Note:** "Code 3", is a radio code indicating emergent driving, with emergency lights and sirens on.

Deputies Puga and Velasco arrived on scene and contacted a man, later identified as [redacted] (Witness [redacted]), as he walked on the east sidewalk of Beach Street, south of 84th Street. Witness [redacted] was somewhat uncooperative, as he would not answer any simple questions, or listen to orders. The deputies finally managed to get Witness [redacted] to sit down by giving numerous verbal commands. They observed blood on Witness [redacted] t-shirt and pants and believed he was the gunshot victim indicated in the call.

> **IAB Note:** It was later determined Witness [redacted] shot himself.

Deputy Puga observed a woman north of him at 83rd Street. The woman motioned towards the deputies as if she wanted to talk to them. Deputy Puga got into the radio car, and backed up on Beach Street to contact the woman. Deputy Velasco remained with the Victim (Witness [redacted]). Century Station Unit #210W11, Deputies Richard Ochoa and Blake Orlandos were driving southbound Beach Street to assist with the call.

> **IAB Note:** Deputies Ochoa and Orlandos were working a no-call, crime suppression car, and were not listed on the PM shift in-service.

At about mid-block, between 83rd Street and 84th Street, they stopped and contacted Deputy Puga. While seated in their respective radio cars, Deputy Puga told them to meet with Deputy Velasco and attempt to locate any witnesses.

They continued driving southbound and observed three males walking westbound on 84th Street towards them. Deputies Ochoa (driver) and Orlandos (passenger) exited their radio car to contact the males. The three males appeared to be gang members, and Deputy Ochoa began asking them questions about the shooting. The males were later identified as Joshua Quintero (Suspect Quintero), [redacted] (Witness [redacted], and [redacted] (Witness [redacted].

> **IAB Note:** [redacted] is blind.

Deputy Ochoa specifically asked Suspect Quintero if he had seen or heard anything

related to the gunshot victim. At one point, Suspect Quintero began walking away northbound Beach Street and then ran in a northwestern direction on Beach Street. Due to the close proximity of the crime scene, Deputy Ochoa believed Suspect Quintero may have been involved in the shooting. Deputy Ochoa un-holstered his Department issued handgun and chased after Suspect Quintero. Deputy Ochoa yelled, "Stop," as the suspect continued to run. Deputy Ochoa ran after Suspect Quintero, while Deputy Orlandos and Velasco detained the two other individuals, as well as [redacted] the gunshot victim.

Deputy Orlandos called out to Deputy Puga, who was north of them, approximately 270 feet away, standing near 83rd Street and Beach Street, to alert him. Suspect Quintero ran in a northwest direction, diagonally across Beach Street. Deputy Puga began to chase Suspect Quintero, trailing ten to fifteen yards behind Deputy Ochoa. Deputies Ochoa and Puga chased Suspect Quintero north on Beach Street towards an east/west alley, located on the west side of Beach Street. Deputy Ochoa yelled at Suspect Quintero to stop, while chasing him.

> **IAB Note:** The alley was a dead-end, which Deputies Puga and Ochoa were unaware.

The suspect ran west into the alley while holding his waistband with both of his hands. Based on Deputy Ochoa's training and experience, he believed Suspect Quintero was carrying a firearm. Suspect Quintero then reached into his waistband and retrieved a handgun. Deputy Ochoa, fearing Suspect Quintero was going to shoot him, fired three rounds at Suspect Quintero from his Department issued Berretta 9 millimeter handgun. One round struck Suspect Quintero in the back of the head, a second round struck his right heal, and the third round missed Suspect Quintero. Simultaneous to Deputy Ochoa firing his duty weapon, Suspect Quintero tossed his handgun over an adjacent wall. A deputy involved shooting, "998," was broadcast via the "Patch."

> **IAB Note:** "998" is a radio code for deputy involved shooting. The "Patch" is short for the Duplex Patch, which is a direct radio channel, typically used in emergent situations.

Deputy Puga requested fire department personnel to respond to the scene and directed units to locate and secure the handgun that Suspect Quintero tossed over the wall. Deputy Velasco responded to the alleyway after hearing the emergent radio traffic. Deputies Ochoa and Velasco approached Suspect Quintero to render him first aid. Deputy Velasco observed Suspect Quintero had an apparent gunshot wound to his head and he observed blood and other matter emitting from the wound. Deputy Velasco intended on administering first aid; however, it was apparent to him that the suspect was deceased. Neither deputy rendered first aid.

Los Angeles County Fire Department personnel from Station #16, arrived on scene and began medically treating Suspect Quintero. Suspect Quintero was transported to Saint

Francis Medical Center, where he was pronounced dead at 1831 hours, by Doctor Anderson.

INVOLVED PERSONNEL AND WORK HISTORY:

Deputy Richard Ochoa-Garcia #[redacted]
Central Patrol Division / Century Station
Date of Employment: July 25, 2007
Date assigned to unit: [redacted]
Date Completed Patrol Training: [redacted]
Prior Founded Force Incidents: [redacted]
Prior Shooting Incidents: December 12, 2015

Equipment Worn by Deputy Ochoa:

Long sleeve "Class A" uniform with sheriff patches on both shoulders and a metal badge, nametag, bullet resistant vest, green pants, and black boots.

Handgun, Beretta 92FS, 9 millimeter, semiautomatic pistol.
(2) Magazines with live ammunition
"ASP" Expandable Baton
Oleoresin Capsicum Pepper Spray
Handcuffs (two pairs)
Handheld portable radio
Flashlight in holder

SUSPECT INFORMATION:

Joshua Quintero, Male Hispanic, DOB 06/21/93 (23 years old), 507/190

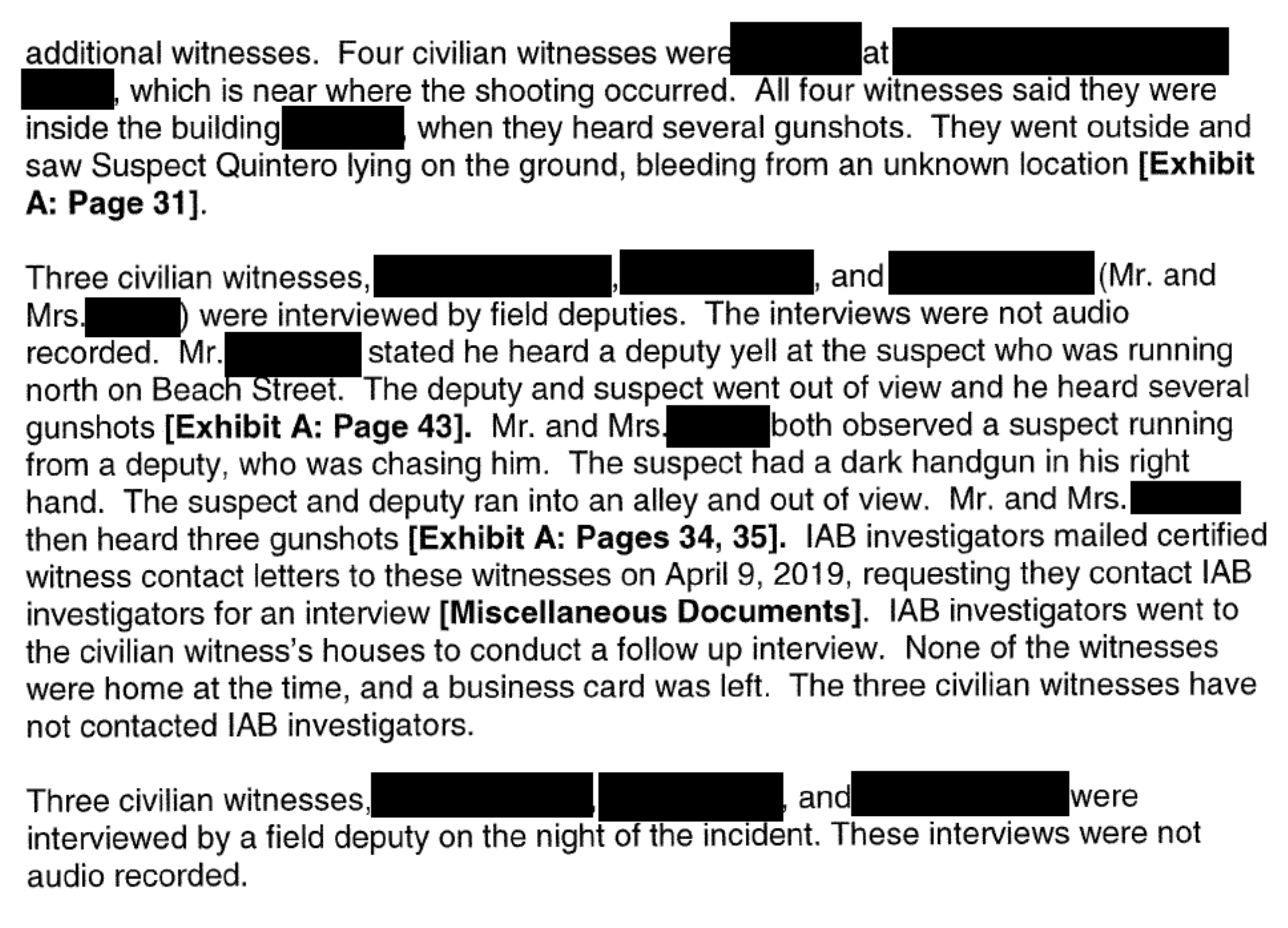
[redacted]
CII #[redacted], FBI #[redacted], MAIN #[redacted]

IAB Note: A copy of Suspect Quintero's consolidated criminal history is included in the Homicide Bureau casebook **[EXHIBIT A: Pages 110-123].**

WITNESSES:

IAB investigators reviewed all supplemental reports authored by responding deputies and Homicide Bureau detectives. IAB noted approximately twenty (20) civilian witnesses heard gunshots, but they did not witness the foot pursuit or the shooting. Additionally, approximately thirteen (13) other civilians were contacted. These civilians did not see or hear anything related to the incident **[Exhibit A: Pages 18-43].**

Responding deputies and Homicide Bureau detectives canvassed the area for



additional witnesses. Four civilian witnesses were [redacted] at [redacted], which is near where the shooting occurred. All four witnesses said they were inside the building [redacted], when they heard several gunshots. They went outside and saw Suspect Quintero lying on the ground, bleeding from an unknown location **[Exhibit A: Page 31]**.

Three civilian witnesses, [redacted], [redacted], and [redacted] (Mr. and Mrs. [redacted]) were interviewed by field deputies. The interviews were not audio recorded. Mr. [redacted] stated he heard a deputy yell at the suspect who was running north on Beach Street. The deputy and suspect went out of view and he heard several gunshots **[Exhibit A: Page 43].** Mr. and Mrs. [redacted] both observed a suspect running from a deputy, who was chasing him. The suspect had a dark handgun in his right hand. The suspect and deputy ran into an alley and out of view. Mr. and Mrs. [redacted] then heard three gunshots **[Exhibit A: Pages 34, 35].** IAB investigators mailed certified witness contact letters to these witnesses on April 9, 2019, requesting they contact IAB investigators for an interview **[Miscellaneous Documents]**. IAB investigators went to the civilian witness's houses to conduct a follow up interview. None of the witnesses were home at the time, and a business card was left. The three civilian witnesses have not contacted IAB investigators.

Three civilian witnesses, [redacted], [redacted], and [redacted] were interviewed by a field deputy on the night of the incident. These interviews were not audio recorded.

> **IAB Note:** The three individuals were juveniles at the time of the incident; however, they are now adults.

All three juveniles observed the deputies detaining several people at 84th Street and Beach Street. One of the males (Suspect Quintero) was being chased by a deputy and ran into an alley. They heard a male, who they believed to be the deputy, yell, "Don't take it out." Approximately three seconds later, the juveniles heard three to four gunshots. The three juveniles ran into an adjoining alley, and saw the suspect laying on the ground with an apparent gunshot wound **[Exhibit A: Page 33].** The juveniles did not observe the deputy involved shooting.

INJURIES:

Suspect Quintero sustained one gunshot wound to the back of his head and one gunshot wound to the heel of his right foot. For further see autopsy report authored by Deputy Medical Examiner Doctor Luzi **[Exhibit A: Page 211-222]**.

No deputies were injured during the incident.

PHYSICAL EVIDENCE:

The following personnel assisted in locating, identifying, and recovering the physical evidence at the crime scene: Forensic Identification Specialists Diana Gutierrez, #[redacted], and Susannah Baker, #[redacted], of the Latent Prints Section; Deputy Ivan Chavez, #[redacted], of the Firearms Identification Section; Senior Criminalist Tammy Klein, #[redacted], of the Laboratory Section; Nakia Berry, #[redacted], of the Chemical Processing Unit, and Detectives Kenney, and Espino of Homicide Bureau. For descriptions of the evidence collected and where it was located, see the Homicide Bureau casebook **[Exhibit A: Pages 66-67]**

INVESTIGATORS OBSERVATIONS:

Approximately three hours transpired from the time of the shooting to IAB Investigators' observations. The scene was described in detail by Homicide Bureau Detectives Espino and Kenney **[Exhibit A: Pages 68-72]**. Their description of the scene was consistent with IAB Investigators observations. The scene was also photographed by the aforementioned Sheriff's Scientific Services Bureau personnel **[Exhibit A: Disc 3]**.

WEAPONS USED BY DEPUTY RICHARD OCHOA:

Deputy Ochoa fired three rounds of Department issued 9 millimeter ammunition from his Department issued Beretta 92FS, semiautomatic pistol. The firearm was examined by Firearms Examiner Deputy Ivan Chavez, #[redacted], of the Scientific Services Bureau, Firearms Identification Section and found it to be functional **[EXHIBIT A: Pages 349-350]**.

Date last qualified: [redacted]
Date last trained with weapon:

WEAPONS USED BY SUSPECT QUINTERO:

Suspect Quintero was in possession of an "Albion", model 1943, .38 caliber revolver pistol, with no serial numbers. The pistol contained six ".38 special" live cartridges **[EXHIBIT A: Page 343]**. Ownership records were not available due to the pistol not having serial numbers.

PROPERTY DAMAGE:

1999, Audi A4, black in color, 4-door, CA license #[redacted], rear window shattered.

CRIMINAL INVESTIGATORS AND CHARGES FILED:

No charges were filed against Suspect Quintero (deceased).

LIGHTING AND WEATHER CONDITIONS:

IAB investigators noted the lighting conditions at the time of the shooting. The shooting occurred at about 1747 hours. The lighting was sunlight and the weather was warm. *The following is a summary of the recorded interviews of the involved employees, and witnesses statements to IAB investigators, and Homicide Bureau Detectives. For additional information, refer to the attached verbatim transcripts and/or audio files.*

INVOLVED EMPLOYEE STATEMENT:

Deputy Richard Ochoa-Garcia

On September 2, 2016 at 0122 hours, Deputy Ochoa was interviewed by Homicide Bureau investigators. Deputies Ochoa and Orlandos responded to the gunshot call for service. They drove to Beach Street at 84th Street, and observed three male Hispanics walking towards them. Deputy Ochoa exited his radio car and asked the three males if they witnessed, or heard anything related to the shooting. It appeared to Deputy Ochoa the suspect (Quintero) was trying to disassociate himself from the two other males by ignoring his questions **[Homicide Bureau transcripts pages 6, 7]**. The suspect began to walk northbound Beach Street from 84th Street and at some point he ran in a northwest direction on Beach Street. Deputy Ochoa believed the suspect may have been involved in the gunshot call for service. Deputy Ochoa told the suspect to "Stop," several times, but the suspect continued to run.

Deputy Ochoa chased the suspect northbound on Beach Street. As Deputy Ochoa approached the alley, he was getting ready to put radio traffic out that he was in a foot pursuit when the suspect reached for his waistband. Deputy Ochoa told the suspect "Don't reach for anything or I'm going to shoot you" **[Homicide Bureau transcripts page 9]**. Deputy Ochoa was about five to seven yards from the suspect, and based on the suspect's actions, he believed the suspect had a firearm **[Homicide Bureau transcripts page 11]**. Deputy Ochoa never lost sight of the suspect, as the suspect turned south at the dead-end of the alley. Deputy Ochoa was unaware the alley was a dead-end **[Homicide Bureau transcripts page 12]**. The suspect began to slow down, simultaneously pulling out a handgun from his front waistband. Deputy Ochoa believed the suspect was going to turn and shoot him. Deputy Ochoa feared he was going to be shot at; therefore, he fired three rounds at the suspect from five to seven yards away **[Homicide Bureau transcripts page 13]**. The suspect threw the gun in the air, over a fence. Deputy Ochoa said he believed the suspect was turning to shoot him, and as he shot him (suspect), "Maybe it was just a reaction of him throwing it up **[Homicide Bureau transcripts pages 22, 23]**.

IAB Note: IAB investigators did not interview Deputy Ochoa, as he submitted a Doctor's letter prohibiting him from interviewing. Deputy Ochoa is now retired, as of June 5, 2019, and declined to be interviewed **[Miscellaneous Documents].**

SWORN WITNESS STATEMENTS:

Deputy Jason Puga

On September 2, 2016, at 0014 hours, Deputy Puga was interviewed by Homicide Bureau Detectives Kenney and Espino. Deputy Puga was interviewed by IAB investigators on March 8, 2019, at 1022 hours.

Deputy Puga arrived with Deputy Velasco and contacted a male gunshot victim (Witness Smalley). The gunshot victim was being uncooperative by not listening to their commands and not answering any questions. At some point, the victim finally sat down. Deputy Puga was flagged down at 83rd Street by citizens. Deputy Puga got into his radio car, and backed up to contact the citizens. At some point, Deputy Puga heard his name being called and looked southbound. Deputy Puga observed the suspect (Quintero) running diagonally in a northwest direction across Beach Street and saw Deputy Ochoa chasing after him. Deputy Ochoa was approximately 10-15 yards behind the suspect **[IAB transcripts page 11]**. Deputy Puga heard Deputy Ochoa yelling something at the suspect, but he did not know what **[IAB transcripts page 20]**. Deputy Puga believed the suspect was possibly involved with the gunshot victim call.

The suspect ran into the entrance of the alley, Deputy Puga observed the suspect holding his waistband with both hands **[IAB transcripts pages 12, 21]**. Deputy Puga briefly lost sight of Deputy Ochoa and the suspect as they entered the alley. Deputy Puga was running pretty quickly to catch up to Deputy Ochoa and the suspect. Deputy Puga was approximately 10-15 yards behind Deputy Ochoa **[IAB transcripts page 13]**. As Deputy Ochoa and the suspect entered the alley, Deputy Puga radioed, "10-33, give me the patch." Deputy Puga was waiting for the duplex patch to be activated to advise they were in foot pursuit of a 245/417 suspect.

> **IAB Note:** "245" is a radio code for assault with a deadly weapon and "417" is a radio code for a person with a gun.

The dispatcher initially did not respond back, but as Deputy Puga got into the middle of the alley, the dispatcher acknowledged the radio traffic. At this point, the suspect had turned the corner of the alley and Deputy Puga lost sight of him. Deputy Puga observed Deputy Ochoa in a shooting stance and heard three gunshots. Simultaneously, Deputy Puga saw a gun flying through the air coming towards him **[Homicide Bureau transcripts page 33-34]**. Through his peripheral vision, he saw the gun go over a wall **[IAB transcripts page 15]**. Deputy Puga approached Deputy Ochoa and saw the suspect on the ground, and radioed "998, deputy involved in a shooting" **[IAB transcripts page 14]**. Suspect Quintero's head was facing south, his feet were facing north, and he was on his side slightly. Deputy Puga asked Deputy Ochoa if he was "Ok," because he was unsure where the gunshots came from **[IAB transcripts page 16]**. Deputy Puga told Deputy Ochoa to come towards him. Deputy Puga was at the end of the alley, where the small parking lot starts. Deputy Ochoa came towards

Deputy Puga and they came up with a quick plan to approach the suspect, and make sure there are no other weapons. Deputy Puga stated he covered the suspect, while Deputy Ochoa checked the suspect's pant legs and waistband for additional weapons. Deputy Puga stated the suspect appeared unconscious, and had blood coming from his head. He further stated the suspect appeared to be dead **[Homicide Bureau transcripts pages 28, 29].** After searching the suspect, both deputies backed out to the corner of the parking lot and alley and began coordinating responding units.

Deputy Daniel Velasco

On April 7, 2019, at 1545 hours, Deputy Velasco was interviewed by IAB investigators. Deputy Velasco was trying to talk to the gunshot victim (Witness [redacted]), while Deputy Puga was up the street talking to possible witnesses. At some point, Deputy Orlandos and Ochoa arrived.

Deputy Velasco looked over and saw Deputy Ochoa running. Five seconds later, he heard gunshots. Deputy Velasco heard someone say on the radio, "10-33 patch, foot pursuit", and then "998" **[IAB transcripts page 7]**. Deputy Velasco helped Deputy Orlandos search and detain the two other males ([redacted]), then went to assist Deputies Ochoa and Puga. Deputy Velasco and Deputy Ochoa approached the suspect (Quintero) to provide first aid **[IAB transcripts page 9]**. Deputy Velasco turned the suspect onto his back to do chest compressions, when he saw the head injury. It appeared to him the suspect was deceased. Fire department personnel arrived and Deputy Velasco went back to Deputy Orlandos to help with the original gunshot victim **[IAB transcripts page 10]**.

> **IAB Note:** A Google earth image was used during Deputy Velasco's interview to identify the incident location and identify positioning. Deputy Velasco marked an "X" where he contacted Witness [redacted] the initial gunshot victim **[Exhibit C]**.

Deputy Blake Orlandos

On March 18, 2019, at 1159 hours, Deputy Orlandos was interviewed by IAB investigators. Deputy Orlandos and Deputy Ochoa responded to the gunshot victim call. As they approached 84th Street, Deputy Orlandos observed three male Hispanics walking eastbound towards them **[IAB transcripts page 5]**. Deputy Orlandos stated Deputy Ochoa (driver) inquired if the three males heard anything. Deputy Orlandos exited the passenger side of the patrol car and began to walk around the rear of the car when the suspect (Quintero) began to run northbound past their car **[IAB transcripts page 8]**. Deputy Ochoa chased the suspect, and once the suspect crossed Deputy Orlando's field of view, he looked north and saw Deputy Puga in the distance. Deputy Orlandos knew Deputy Puga was a fast runner, so he yelled at him to get his attention. He then saw Deputy Puga assist Deputy Ochoa in pursuing the suspect.
Deputy Orlandos did not join the pursuit because he was detaining two unsearched

possible shooting suspects. Deputy Orlandos added that while this was occurring, Deputy Velasco was dealing with an unsearched, uncooperative gunshot victim, and Deputy Puga was too far away to effectively assist Deputy Velasco if he (Orlandos) chased the suspect **[IAB transcripts pages 9, 11].**

Deputy Orlandos began to give the two detained males verbal orders, when he heard Deputy Puga ask for the "patch" and say he was in a foot pursuit. Deputy Orlandos heard the statement directly from Deputy Puga and not over the radio. The dispatcher did not immediately acknowledge the request, and there was some lag time **[IAB transcripts page 12]**. Deputy Orlandos heard gunshots and Deputy Puga on the "patch" regarding a deputy involved shooting. By this time, Deputies Ochoa and Puga were far away and out of view **[IAB transcripts pages 13].**

IAB Note: A Google earth image was used during Deputy Orlandos' interview to identify the incident location and positioning. Deputy Orlandos drew arrows indicating Deputy Puga's and his direction of travel in their respective vehicles **[Exhibit D]**.

Deputy David Escobedo

On April 4, 2019, at 1829 hours, Deputy Escobedo was interviewed by IAB investigators. Deputy Escobedo and his partner, Deputy Spinks, arrived at the gunshot victim call. When they approached the area where the victim (Witness [redacted]) was, he heard a deputy involved in a shooting radio broadcast. Deputy Escobedo drove down the alley where the shooting occurred to check on their partners, then directed fire department personnel into the location **[IAB transcripts page 5 and 7]**.

IAB Note: A Google earth image was used during Deputy Escobedo's interview to identify the incident location and positioning. Deputy Escobedo marked an "X" where he and Deputy Spinks initially drove their vehicle. Deputy Escobedo marked a "0" where they parked their patrol vehicle **[Exhibit E]**.

Deputy Thomas Spinks

On March 28, 2019, at 1306 hours, Deputy Spinks was interviewed by IAB investigators. Deputy Spinks and his partner Deputy Escobedo responded to the gunshot victim call for service. Once they arrived at 83rd Street and Beach Street, he saw a group of deputies standing by some people. Deputy Spinks heard emergent radio traffic regarding a deputy involved shooting. Deputy Spinks did not hear the gunshots **[IAB transcripts page 3]**. Deputy Spinks drove down the alleyway, where he spoke to Deputies Puga and Ochoa. They advised him they were ok, and directed him to an area on 84th street to secure evidence (suspect's handgun). Deputy Spinks backed his patrol car up to the mouth of the alleyway, exited the car and walked down 84th Street to locate the evidence. Deputy Spinks located the suspect's gun and

remained there until he was relieved **[IAB transcripts page 4]**.

CIVILIAN WITNESS STATEMENTS:

Civilian Witness [redacted]

On September 1, 2016, at 2245 hours, Witness [redacted] was interviewed by Homicide Bureau detectives. Witness [redacted] arrived at [redacted] (Witness [redacted] house and Joshua (Suspect Quintero) was there. The three of them, walked to a marijuana shop to make a purchase. Witness [redacted], Witness [redacted] and Suspect Quintero were stopped by the "cops," at which point Suspect Quintero ran. Witness [redacted] believed Suspect Quintero probably had a gun, which is why he ran. Suspect Quintero's brother was recently killed, and he believes that is was why Suspect Quintero was carrying a gun **[Homicide Bureau transcripts page 11]**. Witness [redacted] presumed Suspect Quintero ran from the "cops" to hide the gun **[Homicide Bureau transcripts page 13]**.

Eight months prior to this incident, Suspect Quintero had shown Witness [redacted] a picture of a gun on his phone and asked where he can buy bullets. Witness [redacted] went with the suspect to "Big 5" to buy the bullets for the gun **[Homicide Bureau transcripts pages 26, 27]**.

Civilian Witness [redacted]

On September 1, 2016, Witness [redacted] was interviewed by Homicide Bureau detectives. Witness [redacted] became blind after a failed surgical operation six years ago, when he was 32 years old. Witness [redacted] knew Suspect Quintero since they were kids and was with him moments prior to the shooting incident. He was unaware Suspect Quintero had a gun **[Homicide Bureau transcripts page 14]**. Witness [redacted] heard someone (deputies) asking them if they heard any gunshots, then he heard someone saying, "Hey stop" **[Homicide Bureau transcripts page 17]**. Witness [redacted] heard people running, but he did not know who was running, so he "froze." Shortly afterward, Witness [redacted] heard about four gunshots **[Homicide Bureau transcripts pages 20, 21]**.

Civilian Witness [redacted]

On September 15, 2016, at 1100 hours, Witness [redacted] was interviewed by Homicide Bureau detectives. Witness [redacted] was the gunshot victim from the original call for service. Witness [redacted] told detectives he had used phencyclidine (PCP) the day of the incident, and could not remember what happened **[Homicide Bureau transcripts page 3]**. Witness [redacted] later stated it was possible he accidentally shot himself **[Homicide Bureau transcripts pages 11, 12]**.

Civilian Witness [redacted]

On September 1, 2016, at 2241 hours, Witness [redacted] was interviewed by Homicide Bureau detectives. The witness is a Spanish speaker, therefore, Deputy Jose Arias #[redacted] translated the following: Witness [redacted] was walking to his truck parked near the alley where the shooting occurred **[Homicide Bureau transcripts page 7].** The area is surrounded by a six foot block wall with a metal fence attached to the top. Witness [redacted] heard someone say, "Stop, stop." Witness [redacted] looked toward the sound, and saw a deputy fire one round from his weapon. Witness [redacted] was approximately ten feet away. Witness [redacted] ducked, and heard two more gunshots **[Homicide Bureau transcripts pages 13, 14]**. After the shooting stopped, Witness [redacted] walked to the wall, and looked through the fence. He saw a person (suspect) on the ground. Witness [redacted] saw a second deputy arrive shortly after the shooting. Witness [redacted] did not see either deputy render first.

Civilian Witness [redacted]

On September 1, 2016, at 2310 hours, Witness [redacted] was interviewed by Homicide Bureau detectives. Witness [redacted] observed Witness [redacted] bleeding and called "911." Witness [redacted] observed the deputies make contact with Witness [redacted] was stopped in the alleyway east of Beach Street. She observed a deputy chasing the suspect, and ordering him to stop running. The deputy said, "If you keep running, I'm going to have to shoot you." Witness [redacted] saw the suspect reach into his pants pockets, or pulling up the waistband of his pants, while the deputy continued to chase him. Witness [redacted] heard the deputy again say, "Don't do it, stop, I don't want to shoot you." Witness [redacted] observed the deputy fire his handgun three times **[Homicide Bureau transcripts pages 4, 12, 13]**.

Civilian Witness [redacted]

On September 2, 2016, at 0011 hours, Witness [redacted] was interviewed by Homicide Bureau detectives. Witness [redacted] observed deputies talking to Witness [redacted]. One of the deputies reversed his patrol car down the street. Another deputy began talking to three other males, when one of the males (Suspect Quintero) began to run. A deputy chased the suspect, and approximately 30 seconds later, Witness [redacted] heard five gunshots **[Homicide Bureau transcripts pages 6, 7]**. Witness [redacted] did not witness the deputy involved shooting.

Civilian Witness [redacted]

On September 6, 2016, at 1830 hours, Witness [redacted] was interviewed by Homicide Bureau detectives. Witness [redacted] saw Witness [redacted] bleeding from his pelvis area and observed deputies talking to him **[Homicide Bureau transcripts pages 6, 7]**. A short time later, she observed a male (Suspect Quintero) running from the deputies, while holding the right side of his waistband. Witness [redacted] stated the suspect was being chased initially by one deputy, until another deputy joined the chase **[Homicide**

Bureau transcripts page 8]. Witness [redacted] heard someone say, "Stop," at least once **[Homicide Bureau transcripts pages 14]**. Witness [redacted] said she heard "shots," but does not know what happened because she went inside her home **[Homicide Bureau transcripts pages 12, 13].**

MISCELLANEOUS SECTION:

IAB investigators obtained and reviewed the Homicide Bureau casebook, which contained several compact disks containing video surveillance of the area, photographs, and radio traffic. IAB investigators reviewed and included the PM in-service for Century Station **[Miscellaneous Documents]**. IAB investigators also obtained and reviewed Deputy Ochoa's shooting qualification and training records **[Miscellaneous Documents]**.

IAB investigators used the web-based "Cool Running" application to map the foot pursuit. The results estimated Deputy Ochoa chased Suspect Quintero approximately 315 feet, and was 32 seconds in duration Deputy Puga chased Suspect Quintero approximately 258 feet, in 26 seconds **[Miscellaneous Documents]**.

Deputy Puga stated he activated the "patch" to broadcast a foot pursuit once he entered the alley, but he received no response from Sheriff's Communication Center (SCC) dispatcher.

After reviewing the radio traffic recordings, a deputy is heard asking for the patch. There was a slight delay, then the dispatcher acknowledges the radio traffic **[Exhibit A: DISC 3]**. Upon further review of the radio traffic recordings; there was no recording of a foot pursuit, only the deputy involved shooting. According to the Incident Details Report, Deputies Puga and Velasco arrived on scene at 1744 hours. The time of the shooting, based on radio traffic, was approximately 1747 hours **[Exhibit A: page 46].**

Homicide Bureau detectives located and obtained copies of several surveillance camera footage in the area. IAB investigators reviewed all the copies provided and noted one segment of video captured part of the incident **[Exhibit A: DISC 2]**. The camera was located at [redacted] and the video segment showed a portion of the alley. Suspect Quintero can be observed coming into the frame at about 25 seconds into the video, followed by Deputy Ochoa. Suspect Quintero appears to throw his hands in an upward motion and then falls to the ground. Deputy Puga came into the frame at about 32 seconds into the video.

Due to the distance of the camera lens to the actual shooting, coupled with the angle and graininess of the footage, the handgun cannot be seen in the footage. Numerous other segments of video were reviewed. Some of them depict Witness [redacted] in and around the area, but they do not capture the deputies' contact with him, Suspect Quintero, or the actual shooting **[Exhibit A: DISC 1]**.